



Electronically Filed _____

Entered on Docket
December 22, 2009

A handwritten signature in black ink, appearing to read "Mike K. Nakagawa".

Hon. Mike K. Nakagawa
United States Bankruptcy Judge

WILDE & ASSOCIATES
Gregory L. Wilde, Esq.
Nevada Bar No. 004417
208 South Jones Boulevard
Las Vegas, Nevada 89107
Telephone: 702 258-8200
Fax: 702 258-8787
Wells Fargo Bank, NA dba America's Servicing Company
08-79023 / 1218094109

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In Re:

David P. Walter

Debtor.

BK-S-08-24593-mkn

MS Motion No.
Date: 11/18/09
Time: 1:30pm

Chapter 13

ORDER RE ADEQUATE PROTECTION

Secured Creditor's Motion for Relief from the Automatic Stay having come on for hearing in the above-entitled Court, all appearances as noted on court record, and based upon all the papers and pleadings on file herein and good cause appearing therefor,

1 IT IS HEREBY ORDERED, ADJUDGED and DECREED that the debtor will cure the
 2 post-petition arrearages currently due as follows:

3 4 Monthly Payments(s) at \$1,821.76	\$7,287.04
4 (July 1, 2009 - October 1, 2009)	
5 4 Late Charge(s) at \$78.53	\$314.12
6 (July 1, 2009 - October 1, 2009)	
7 Motion for Relief Filing Fee	\$750.00
8 Attorneys Fees	\$150.00
9 Immediate Lump Sum Payment	(\$3,643.52)
10 Total	\$4,857.64

11 The total arrearage shall be paid in six monthly installments. Payments one
 12 through five (1-5) in the amount of \$809.61 shall be in addition to the regular monthly payment
 13 and shall be due on or before the 20th day of the month commencing with the November 20,
 14 2009 payment and continuing throughout and concluding on or before March 20, 2010. The sixth
 15 final payment in the amount of \$809.59 shall be paid on or before April 20, 2010.

16 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor
 17 shall give Debtor at least five business days' notice of the time, place and date of sale.

18 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Debtor shall resume
 19 and maintain the regular monthly payments in a timely fashion, outside of any Bankruptcy Plan,
 20 beginning with the November 1, 2009, payment, on Secured Creditor's Trust obligation,
 21 encumbering the subject Property, generally described as 3945 Narrow Canyon St., Las Vegas,
 22 NV 89129, and legally described as follows:


23 Lot 83 Block 1 of Canyon Meadows I, As Shown By Map Thereof On File In Book 70, Of
 24 Plats, Page 43, In The Office Of The County Recorder Of Clark County, Nevada.

25 IT IS FURTHER ORDERED, ADJUDGED and DECREED that if the Debtor fails to make
 26 any payments as stated in this Order, or fail to maintain the regular monthly payments on Secured
 Creditor's Trust Deed obligation, allowing the normal grace period, then Secured Creditor may file
 and serve upon Debtors and Debtors' counsel, a fifteen (15) Day Notice Declaration Re Breach of
 Condition. For each such Declaration Re Breach of Condition filed, there shall be assessed an
 attorney fees of \$100.00, to be paid by the Debtors upon any reinstatement. If upon the sixteenth
 (16th) day Debtors have failed to cure the delinquency, then Secured Creditor may submit to this

1 Court an Order vacating the automatic stay as to Secured Creditor, and Secured Creditor may
2 thereafter proceed with foreclosure proceedings upon the subject Property, pursuant to applicable
3 State Law, and take any action necessary to obtain complete possession thereof.

4 Submitted by:

5 WILDE & ASSOCIATES

6
7 By  #10235

8 GREGORY L. WILDE, ESQ.

9 Attorneys for Secured Creditor

208 South Jones Boulevard

Las Vegas, Nevada 89107

10
11 APPROVED AS TO FORM & CONTENT:

12 Kathleen A Leavitt

13 By 

14 Kathleen A Leavitt

Chapter 13 Trustee

201 Las Vegas Blvd., So. #200

Las Vegas, NV 89101

~~Daniel P. Rickert~~

By 

~~Daniel P. Rickert~~

Bonnie Boyce

Attorney for Debtors

1118 E. Carson Avenue

Las Vegas, NV 89101

17 Nevada Bar No. 00670